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PTO/SB/21 (04-04)

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#### Application Number 10/603,952 **TRANSMITTAL** Filing Date June 25, 2003 First Named Inventor **FORM** Peter L. HARRIS Art Unit 3738 (to be used for all correspondence after initial filing) **Examiner Name** K. R. Landrem Attorney Docket Number Total Number of Pages in This Submission 5 297912001602

ENCLOSURES (Check all that apply)								
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Fee Transmittal Form	Drawing(s)	After Allowance communication						
Fee Attached	Licensing-related Papers	to Technology Center (TC)  Appeal Communication to Board o  Appeals and Interferences						
Amendment/Reply	Petition	Appeal Communication to TC						
After Final	Petition to Convert to a Provisional Application	(Appeal Notice, Brief, Reply Brief) Proprietary Information						
Affidavits/declaration(s)	Power of Attorney, Revocation Change of Correspondence	Status Letter						
Extension of Time Request	Terminal Disclaimer	Other Enclosure(s) (please Identify below):						
Express Abandonment Request	Request for Refund	PTO-1449 w/ 27 references (2 pgs.)						
Information Disclosure Statement (Supplemental) 3 pgs.  Certified Copy of Priority	CD, Number of CD(s)							
Document(s)  Response to Missing Parts/ Incomplete Application	Remarks							
Response to Missing Parts under 37 CFR 1.52 or 1.53								
SIGNAT	LURE OF APPLICANT, ATTORNEY, OF	RAGENT						
Firm MORRISON & FOER	MORRISON & FOERSTER LLP - Customer No. 25224 Todd W. Wight - 45,218							
Signature								
Date October 21, 2004	U							
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Date: October 2,2004 (Linda J. Burleigh)

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ete: October 10, 2004 Signature: (Linda J. Burleigh)

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Peter L. HARRIS et al.

Serial No.: 10/603,952

Filing Date: June 25, 2003

For: VASCULAR PROSTHESIS

Examiner: K. Landrem

Group Art Unit: 3738

# SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of foreign documents and non-patent literature are submitted herewith. The Examiner is requested to make these documents of record.

This Information Disclosure Statement is submitted:

With the application; accordingly, no fee or separate requirements are required.
Before the mailing of a first Office Action after the filing of a Request for Continued
Examination under § 1.114. However, if applicable, a certification under 37 C.F.R. § 1.97
(e)(1) has been provided.

$\boxtimes$	Within	thin three months of the application filing date or before mailing of a first Office Action					
	on the	on the merits; accordingly, no fee or separate requirements are required. However, if					
	applic	able, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.					
	After	receipt of a first Office Action on the merits but before mailing of a final Office Action					
	or No	tice of Allowance.					
		A fee is required. A check in the amount of is enclosed.					
		A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to					
		this submission in duplicate.					
		A Certification under 37 C.F.R. § 1.97(e) is provided above; accordingly; no fee is					
		believed to be due.					
	After	mailing of a final Office Action or Notice of Allowance, but before payment of the					
	issue f	fee.					
		A Certification under 37 C.F.R. § 1.97(e) is provided above and a check in the					
		amount of is enclosed.					
		A Certification under 37 C.F.R. § 1.97(e) is provided above and a Fee Transmittal					
		form (PTO/SB/17 is attached to this submission in duplicate.)					

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicants petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in

connection with the filing of this document to <u>Deposit Account No. 03-1952</u> referencing (297912001602). However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: October 21, 2004

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Respectfully submitted,

Todd W. Wight

Registration No. 45,2)8

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(949) 251-7189

CUNCEPTED

Form PTO-1449

INFORMATION DISCLOSURE CITATION

OF E IN AN APPLICATION

(Use several sheets if necessary)

OCT 2 1 2004

	Officer 1 of 2					
Docket Number 297912001602	Application Number 10/603,952					
Applicant						
HARRIS et al.						
Filing Date June 25, 2003	Group Art Unit Not Yet Assigned					

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### U.S. PATENT DOCUMENTS

Mailing Date October 2004

Examiner Initials	Ref. Date Document No.		Name	Class	Subclass	Filing Date If Appropriate	
,	1.	1972-08	3,683,926	Suzuki			
	2.	1974-06	3,818,511	Goldberg et al.			••
	3.	1978-07	4,098,571	Miyata et al.			
	4.	1982-03	4,321,914	Begovac et al.			
	5.	1987-12	4,714,421	D'Agostino			
	6.	1990-06	4,935,190	Tennerstedt			
	7.	1990-09	4,957,669	Primm			
	8.	1994-04	5,304,340	Downey			
	9.	1995-03	5,399,352	Hanson			
	10.	1995-10	5,456,712	Maginot	,		
=	11.	1995-12	5,472,404	Volgushev			
	12.	1996-03	5,500,014	Quijano et al.			
	13.	1997-12	5,695,504	Gifford, III et al.			
	14.	1998-05	5,752,934	Campbell et al.			
	15.	1998-12	5,843,158	Lenker et al.			
	16.	1999-01	5,861,026	Harris et al.			
	17.	2000-02	6,019,788	Butteres et al.			
	18.	2001-02	6,190,590 B1	Randall et al,.			
	19.	2001-04	6,221,101	Harris et al.			
	20.	2001-08	6,273,912	Scholz et al.			
	21.	2002-08	6,436,135	Goldfarb			
	22.	2004-06	6,746,480 B2	Scholz et al.			

## FOREIGN PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation YES NO
1							

**EXAMINER:** 

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.

Form PTO-1449			Sheet 2 of 2							
INFORMATION DISCLOSURE CITATION IN AN APPLICATION				Applicant HARRIS et al.						
(Use several sheets if necessary)				Filing Date June 25, 2003		Group Art Unit	Not Yet Assi	gned		
					Mailing Date October	2004	<u>.</u>			
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			OTHE	R D	OCUMENTS	(includin	ng author, title, Do	ite, Pertinent	Pages, Etc.)	
Examiner Initials	Ref. No.	Title			· <del>-</del>					
	23.				Intimal-Medial Hyper ol. 158; pp. 87-94, Fill		eriovenous Lo	op Grafts";	Aug.	
	24.	"Effect of card	otid artery geometry on	the n	nagnitude and distribut 4; pp. 667-678, Wells e	ion of wall s	hear stress gra	dients"; A <sub>l</sub>	pr. 1996;	
	25.		ance at the Distal End-		de Anastomosis"; Nov.		Surg, vol. 115	; pp. 1280-	-1284,	
	26.	"Graft Geome	try and Venous Intima		lial Hyperplasia in Arte	eriovenous L	oop Grafts"; A	pr. 1990; .	Journal of	
	27.	Vascular Surgery, vol. 11, No. 4; pp. 556-566, Fillinger et al.  "Mechanical factors predisposing to intimal hyperplasia and medial thickening in autogenous vein grafts"; Mar.								
		1989; Surgery	, vol. 105, No. 3; pp. 3	93-40	0, Dobrin et al.			***		
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